

Mail Stop Interference
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Paper 1

Filed 19 August 2010

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE BOARD OF PATENT APPEALS
AND INTERFERENCES

HIROSHI TAYANAKA
Junior Party
(Patent 6,107,213),

v.

KIYOFUMI SAKAGUCHI, TAKAO YONEHARA
and **NOBUHIKO SATO**
Senior Party
(Application 10/085,046).

Patent Interference No. 105,767 (JL)
(Technology Center 2800)

DECLARATION - BD.R. 203(b)¹

¹ "Bd.R. x" may be used as shorthand for "37 C.F.R. § 41.x". 69 Fed. Reg. 49960, 49961 (12 Aug. 2004).

1 **Part A. Declaration of interference**

2 An interference is declared (35 U.S.C. § 135(a)) between the above-identified
3 parties. Details of the application(s), patent (if any), reissue application (if any), count(s)
4 and claims designated as corresponding or as not corresponding to the count(s) appear
5 in Parts E and F of this DECLARATION.

6 **Part B. Judge managing the interference**

7 Administrative Patent Judge Jameson Lee has been designated to manage the
8 interference. Bd. R. 104(a).

9 **Part C. Standing order**

10 A Trial Section STANDING ORDER [SO] (Paper 2) accompanies this
11 DECLARATION. The STANDING ORDER applies to this interference.

12 **Part D. Initial conference call**

13 A telephone conference call to discuss the interference is set for **1:00 p.m. (EST)**
14 **on 30 September 2010** (the Board will initiate the call).

15 No later than **four business days** prior to the conference call, each party shall
16 file and serve (SO ¶¶ 10.1 & 105) a list of the motions (Bd. R. 120; Bd. R. 204;
17 SO ¶¶ 104.2.1, 120 & 204) the party intends to file.

18 A sample schedule for taking action during the motion phase appears as Form 2
19 in the STANDING ORDER. Counsel are encouraged to discuss the schedule prior to
20 the conference call and to agree on dates for taking action. A typical motion period
21 lasts approximately eight (8) months. Counsel should be prepared to justify any request
22 for a shorter or longer period.

Part E. Identification and order of the parties

Junior Party

Named inventor: HIROSHI TAYANAKA, Kanagawa, Japan
Involved Patent: 6,107,213 granted 22 August 2000 based on
Application 08/818,239 filed 14 March 1997
Title: Method for making thin film semiconductor
Assignee: SONY Corporation

Senior Party

Named Inventors: KIYOFUMI SAKAGUCHI, Isehara-shi, Japan
TAKAO YONEHARA, Atsugi-shi, Japan
NOBUHIKO SATO, Yokohama-shi, Japan
Involved Application: 10/085,046 filed 1 March 2002
Title: Process for production of semiconductor substrate
Assignee: Canon Kabushiki Kaisha

The senior party is assigned exhibit numbers 1001-1999. The junior party is
assigned exhibit numbers 2001-2999. Bd. R. 154(c)(1); SO ¶ 154.2.1. The senior party
is responsible for initiating settlement discussions. SO ¶ 126.1.

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1 Patent 6,294,478 granted 25 September 2001 based
2 on Application 08/807,604 filed 27 February 1997
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4 09/933,711 filed 22 August 2001
5 09/840,895 filed 25 April 2001
6 JP 6-039389 filed 10 March 1994
7 JP 7-045441 filed 6 March 1995
8 JP 7-260100 filed 6 October 1995
9 JP 8-041709 filed 28 February 1996
10 JP 8-264386 filed 4 October 1996
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12 **Part G. Heading to be used on papers**

13 The following heading must be used on all papers filed in this interference, see
14 SO ¶ 106.1.1:
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18 UNITED STATES PATENT AND TRADEMARK OFFICE
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21 BEFORE THE BOARD OF PATENT APPEALS
22 AND INTERFERENCES
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25 HIROSHI TAYANAKA
26 Junior Party
27 (Patent 6,107,213),
28

29 v.
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31 KIYOFUMI SAKAGUCHI, TAKAO YONEHARA
32 and NOBUHIKO SATO
33 Senior Party
34 (Application 10/085,046).
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38 Patent Interference No. 105,767 (JL)
39 (Technology Center 2800)
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Part H. Order form for requesting file copies

When requesting copies of files, use of SO Form 4 will greatly expedite processing of the request. Please attach a copy of Parts E and F of this DECLARATION with a hand-drawn circle around the patents and applications for which a copy of a file wrapper is requested.

/JAMESON LEE/
Administrative Patent Judge

Enc:
Copy of STANDING ORDER

Revised 3 January 2006

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2

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